

MESSAGE NO: 0194201 MESSAGE DATE: 07/12/2000

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-853

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/06/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING DUTY ORDER FOR BULK ASPIRIN FROM CHINA (A-570-853)

MESSAGE NO: 0194201

DATE: 07 12 2000

CATEGORY: ADA

TYPE: ORD

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 853

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PERIOD COVERED: 07 06 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: ANTIDUMPING DUTY ORDER FOR BULK ASPIRIN FROM CHINA
(A-570-853)

1. ON JULY 6, 2000, THE INTERNATIONAL TRADE COMMISSION PUBLISHED IN THE FEDERAL REGISTER ITS AFFIRMATIVE FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF BULK ACETYLSALICYLIC ACID ("ASPIRIN") FROM CHINA. ON JULY 11, 2000, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE ANTIDUMPING DUTY INVESTIGATION OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-853).

2. THE PRODUCT COVERED BY THIS INVESTIGATION IS BULK ASPIRIN, WHICH IS COMMONLY REFERRED TO AS "ASPIRIN", WHETHER OR NOT IN

PHARMACEUTICAL OR COMPOUND FORM, NOT PUT UP IN DOSAGE FORM (TABLET, CAPSULE, POWDERS OR SIMILAR FORM FOR DIRECT HUMAN CONSUMPTION). BULK ASPIRIN MAY BE IMPORTED IN TWO FORMS, AS PURE ORTHO-ACETYLSALICYLIC ACID OR AS MIXED ORTHO-ACETYLSALICYLIC ACID. PURE ORTHO-ACETYLSALICYLIC ACID CAN BE EITHER IN CRYSTAL FORM OR GRANULATED INTO A FINE POWDER (PHARMACEUTICAL FORM). THIS PRODUCT HAS THE CHEMICAL FORMULA $C_9H_8O_4$. IT IS DEFINED BY THE OFFICIAL MONOGRAPH OF THE UNITED STATES PHARMACOPOEIA ("USP") 23. IT IS CLASSIFIED UNDER THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") SUBHEADING 2918.22.1000.

MIXED ORTHO-ACETYLSALICYLIC ACID CONSISTS OF ORTHO-ACETYLSALICYLIC ACID COMBINED WITH OTHER INACTIVE SUBSTANCES SUCH AS STARCH, LACTOSE, CELLULOSE, OR COLORING MATERIALS AND/OR OTHER ACTIVE SUBSTANCES. THE PRESENCE OF OTHER ACTIVE SUBSTANCES MUST BE IN CONCENTRATIONS LESS THAN THAT SPECIFIED FOR NONPRESCRIPTION DRUG COMBINATIONS OF ASPIRIN AND ACTIVE SUBSTANCES AS PUBLISHED IN THE HANDBOOK OF NONPRESCRIPTION DRUGS, EIGHTH EDITION, AMERICAN EDITION, AMERICAN PHARMACEUTICAL ASSOCIATION. THIS PRODUCT IS CLASSIFIED UNDER HTSUS SUBHEADING 3003.90.0000. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER QUESTION IS DISPOSITIVE. BULK ASPIRIN IS PROVIDED FOR IN SUBHEADING 2918.22.1000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING AND THE CAS REGISTRY NUMBER ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. ON JUNE 30, 2000, THE INTERNATIONAL TRADE COMMISSION NOTIFIED THE DEPARTMENT OF COMMERCE OF ITS AFFIRMATIVE FINAL DETERMINATION WITH RESPECT TO BULK ASPIRIN IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA, THE BASIS OF WHICH IS THE THREAT OF MATERIAL INJURY. ACCORDINGLY, CUSTOMS IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA, ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO JULY 6, 2000, AND TO REFUND

ANY CASH DEPOSITS AND RELEASE ANY BONDS OR OTHER SECURITY COLLECTED AS A RESULT OF SUCH SHIPMENTS. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

3. FOR IMPORTS OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA, CUSTOMS SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JULY 6, 2000.

EFFECTIVE JULY 6, 2000, FOR ENTRIES FROM THE FOLLOWING FIRMS, CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

MFR/PRODUCER	CUSTOMS ID	MARGIN PERCENTAGE
EXPORTER	NUMBER	RATE
JILIN PHARMACEUTICAL CO., LTD. / JILIN PHARMACEUTICAL		
IMPORT EXPORT CORP.	A-570-853-001	10.85
SHANDONG XINHUA PHARMACEUTICAL FACTORY	A-570-853-002	16.51
PRC-WIDE RATE	A-570-853-000	144.02

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT RYAN LANGAN, BLANCHE ZIV OR ROSA JEONG, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1279, (202) 482-4207 OR (202) 482-3853, RESPECTIVELY.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party